

KEVIN V. RYAN, SBN 118321
United States Attorney
JOANN M. SWANSON, SBN 88143
Assistant United States Attorney
Chief, Civil Division
SARA WINSLOW, DCBN 457643
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7260
Facsimile: (415) 436-7169

Attorneys for Defendant

E-Filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GERALD WALTMEYER,

Plaintiff,

v.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant.

CIVIL NO. 04-01605 PJH

STIPULATION AND ORDER
APPROVING COMPROMISE
SETTLEMENT OF ATTORNEY
FEES PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT

The plaintiff's attorney having met the criteria of L.R. 54-5, by meeting and conferring with defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

1. Defendant shall pay FIVE THOUSAND FIVE HUNDRED DOLLARS (\$5,500.00), pursuant to the Equal Access to Justice Act (EAJA), for attorney fees incurred in this court action. ¹

The check is to be payable to plaintiff's counsel:

CANDACE C. DAVENPORT
1703 FIFTH AVE., SUITE 204
SAN RAFAEL, CA 94901
(415) 456-3606 fax: 453-3545

2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice Act.

1/. This amount includes costs.

RECEIVED
NOV 30 PM 3:50
RICHARD D. WILKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 3. Payment of the FIVE THOUSAND FIVE HUNDRED DOLLARS (\$5,500.00), EAJA fees
2 incurred in this court action, will constitute a complete release from and bar to any and all claims,
3 rights, causes of action, liens or subrogated interests relating to attorney fees pursuant to the EAJA as
4 a result of this court action.

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6
7 Dated: 11/19/05


CANDACE C. DAVENPORT
Attorney for Plaintiff

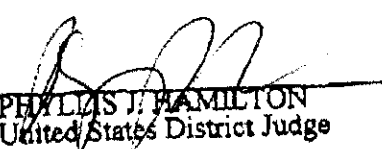
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10 KEVIN V. RYAN
United States Attorney

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13 Dated: 11/21/05

By: 
SARA WINSLOW
Assistant United States Attorney

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16 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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19 Dated: 12/5/05


PHYLLIS J. HAMILTON
United States District Judge

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WALTMAYER, EAJA STIP (ks)
C 04-01605 PJH